

1 KAMALA D. HARRIS
Attorney General of California
2 ALFREDO TERRAZAS
Senior Assistant Attorney General
3 ARTHUR D. TAGGART
Supervising Deputy Attorney General
4 State Bar No. 083047
1300 I Street, Suite 125.
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 324-5339
Facsimile: (916) 327-8643
7 *Attorneys for Complainant*

8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. **2012-94**

13 **CHRISTOPHER J. KARUSOE**
10641 Blendia Lane, Apt. 4
14 Manassas, VA 20109

A C C U S A T I O N

15 **Registered Nurse License No. 647048**

16 **Respondent.**

17 Louise R. Bailey, M.Ed., RN ("Complainant") alleges:

18 **PARTIES**

19 1. Complainant brings this Accusation solely in her official capacity as the Executive
20 Officer of the Board of Registered Nursing ("Board"), Department of Consumer Affairs.

21 2. On or about October 28, 2004, the Board issued Registered Nurse License
22 Number 647048 to Christopher J. Karusoe ("Respondent"). The license expired on April 30,
23 2006, and has not been renewed.

24 **JURISDICTION**

25 3. Business and Professions Code ("Code") section 2750 provides, in pertinent part, that
26 the Board may discipline any licensee, including a licensee holding a temporary or an inactive
27 license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing
28 Practice Act.

1 4. Code section 2764 provides, in pertinent part, that the expiration of a license shall not
2 deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or
3 to render a decision imposing discipline on the license. Under Code section 2811(b), the Board
4 may renew an expired license at any time within eight years after the expiration.

5 **STATUTORY PROVISIONS**

6 5. Code section 2761 states, in pertinent part:

7 The board may take disciplinary action against a certified or licensed nurse or
8 deny an application for a certificate or license for the following:

9 (a) Unprofessional conduct.

10 (4) Denial of licensure, revocation, suspension, restriction, or any other
11 disciplinary action against a health care professional license or certificate by another
12 state or territory of the United States, by any other government agency, or by another
13 California health care professional licensing board. A certified copy of the decision
14 or judgment shall be conclusive evidence of that action.

15 **COST RECOVERY**

16 6. Code section 125.3 provides, in pertinent part, that the Board may request the
17 administrative law judge to direct a licentiate found to have committed a violation or violations of
18 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
19 enforcement of the case.

20 **FIRST CAUSE FOR DISCIPLINE**

21 **(Out-of-State Discipline)**

22 7. Respondent is subject to discipline under Code section 2761(a)(4), in that effective
23 October 14, 2010, pursuant to a Final Order issued by the Pennsylvania State Board of Nursing,
24 in a disciplinary proceeding titled *Commonwealth of Pennsylvania, Bureau of Professional and*
25 *Occupational Affairs v. Christopher Jac Karusoe, R.N., Docket No. 0969-51-10, File No. 10-51-*
26 *03606*, attached hereto as **Exhibit A**, Respondent's probation was terminated and his nursing
27 license number RN 573879 was actively suspended for no less than three (3) years retroactive to
28 May 25, 2010. The Order was based on a Petition for Appropriate Relief, attached hereto as
 Exhibit B, alleging that Respondent failed to comply with the terms and conditions of the
 Consent Agreement and Order, attached hereto as **Exhibit C**. Pursuant to the Consent Agreement

1 and Order, Respondent suffered from chemical abuse or dependency, specifically Oxycontin,
2 since 2004, and as a result, he suffered the following consequences: 1) employment problems;
3 2) criminal arrests (DUI); 3) alienation of friends and family; and 4) the expense and
4 inconvenience of treatment.

5 **PRAYER**

6 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein alleged,
7 and that following the hearing, the Board of Registered Nursing issue a decision:

8 1. Revoking or suspending Registered Nurse License Number 647048, issued to
9 Christopher Jac Karusoe;

10 2. Ordering Christopher Jac Karusoe to pay the Board of Registered Nursing the
11 reasonable costs of the investigation and enforcement of this case, pursuant to Code
12 section 125.3; and,

13 3. Taking such other and further action as deemed necessary and proper.

14 DATED:

August 11, 2011

Louise R. Bailey
LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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Exhibit A
Final Order

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE STATE BOARD OF NURSING

Commonwealth of Pennsylvania,
Bureau of Professional and
Occupational Affairs

v.

Christopher Jac Karusoe, R.N.,
Respondent

Docket No. 0969-51-10
File No. 10-51-03606

PROTHONOTARY
2010 OCT 14 AM 9:05
Department of State

FINAL ORDER

AND NOW, this 14th day of October, 2010, upon consideration of the Preliminary Order of May 25, 2010, issued by the State Board of Nursing Probable Cause Screening Committee, which terminated Respondent's probation and actively suspended Respondent's license to practice professional nursing for no less than three years, and having received no request for a hearing from Respondent on this matter, the State Board of Nursing **ORDERS** that the Preliminary Order is now the **FINAL ORDER** in this matter. The stay of the suspension of Respondent's license is now vacated, Respondent's probation is now terminated, and Respondent's license to practice professional nursing, license number RN-573879, shall be actively **SUSPENDED**, for no less than three years, retroactive to May 25, 2010.

Respondent may petition for reinstatement after three years. Respondent must submit to the Board satisfactory evidence that Respondent is able to practice nursing with reasonable skill and safety to patients and has completed at least three years of rehabilitation and continuous sustained recovery. Documentation of such recovery shall include, but is not limited to, the following:

(a) An evaluation and assessment from a treatment provider approved by the Professional Health Monitoring Program indicating that Respondent is fit to safely practice as a nurse. Respondent may obtain the names of Board-approved treatment providers by contacting the Professional Health Monitoring Program, P.O. Box 2649, Harrisburg, PA 17105;

(b) Periodic and random drug and alcohol screening indicating the lack of illicit substances, the last screen to be completed no more than thirty (30) days prior to the petition for reinstatement;

(c) A current Criminal History Record Information (a/k/a "Criminal Record Check") from a governmental agency from all states where Respondent has resided since the suspension, compiled no more than three months prior to the petition for reinstatement; and

TRUE AND CORRECT COPY
CERTIFIED FROM THE RECORD
THIS 21st DAY OF March A.D. 2011

Ronald D. Walker
PROTHONOTARY

(d) A signed verification that Respondent has not practiced nursing since the suspension.

Prior to reinstatement, Respondent must prove at a formal hearing before the Board or its designee that Respondent is capable of practicing nursing with reasonable skill and safety to patients.

Respondent shall immediately cease practicing the profession. Within ten (10) days, the Respondent shall surrender the wall certificate, registration certificate, wallet card, and other licensure documents, if Respondent has not already done so, by forwarding them to the following address:

State Board of Nursing
Board Counsel
P.O. Box 2649
Harrisburg, PA 17105-2649

BY ORDER:

BUREAU OF PROFESSIONAL AND
OCCUPATIONAL AFFAIRS

Basil L. Merenda

BASIL L. MERENDA
COMMISSIONER

STATE BOARD OF NURSING

Ann L. O'Sullivan

ANN L. O'SULLIVAN, PhD, FAAN, CRNP
CHAIRPERSON

Respondent:

Christopher Jac Karusoe, R.N.
26 Vernon Lane, 2nd Floor
Rose Valley, PA 19063

Prosecuting Attorney:

Monty J. Batson, Esquire
2601 North Third Street, P.O. Box 2649
Harrisburg, PA 17105-2649

Board Counsel:

C. William Fritz, II, Esquire
2601 North Third Street, P.O. Box 2649
Harrisburg, PA 17105-2649

Date of Mailing:

October 14, 2010

NOTICE

The attached Final Order represents the final agency decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a Petition for Review with that Court within 30 days after the entry of the order in accordance with the Pennsylvania Rules of Appellate Procedure. See Chapter 15 of the Pennsylvania Rules of Appellate Procedure entitled "Judicial Review of Governmental Determinations," Pa. R.A.P 1501 - 1561. Please note: An order is entered on the date it is mailed. If you take an appeal to the Commonwealth Court, you must serve the Board with a copy of your Petition for Review. The agency contact for receiving service of such an appeal is:

Board Counsel
P.O. Box 2649
Harrisburg, PA 17105-2649

The name of the individual Board Counsel is identified on the Final Order.

Exhibit B
Petition for Appropriate Relief

COPY

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE STATE BOARD OF NURSING

PROTHONOTARY
2010 MAY 25 PM 4:19
Department of State

Commonwealth of Pennsylvania,
Bureau of Professional and
Occupational Affairs,

vs.

Christopher Jac Karusoe, R.N.,
Respondent.

Docket No.: 0969-51-10

File No.: 10-51-03606

PETITION FOR APPROPRIATE RELIEF

NOW COMES the Commonwealth of Pennsylvania, by and through its Prosecuting Attorney, Monty J. Batson, and files the within Petition for Appropriate Relief and in support, avers as follows:

1. At all relevant and material times, Christopher Jac Karusoe (Respondent) held the following license to practice as a registered nurse in the Commonwealth of Pennsylvania, license no: RN573879, which was originally issued on June 13, 2006.
2. Respondent's license expired on October 31, 2009, and may be reactivated and continually renewed, reactivated or reinstated upon the filing of the appropriate documentation and payment of the necessary fees.
3. Respondent's last known address on file with the Board is: 26 Vernon Ln., 2nd Floor, Rose Valley, PA 19063.
4. On June 3, 2009, the Board issued an Order adopting a Consent Agreement ("Agreement") entered into between Respondent and the Commonwealth, File No. 08-51-07842, and, among other things, found Respondent to have violated the Act at Section 14(a)(2) of the Act, 63 P.S. § 224(a)(2), in that Respondent was unable to practice the profession with

TRUE AND CORRECT COPY
CERTIFIED FROM THE RECORD
THIS 25th DAY OF March, A.D. 2011

Ronald D. Waller
PROTHONOTARY

reasonable skill and safety to patients by reason of illness, addiction to drugs or alcohol, or mental incompetence. A true and correct copy of the Agreement is incorporated as Exhibit A.

5. The Agreement, at paragraph 5, further provides that Respondent's license shall be suspended under the terms of the Agreement, but the enforcement of that suspension shall be stayed for the length of time Respondent remains in an approved treatment and monitoring program and makes satisfactory progress, complies with the other terms of the Agreement and adheres to all conditions as set forth in the agreement.

6. Respondent violated the terms of the Agreement as follows:

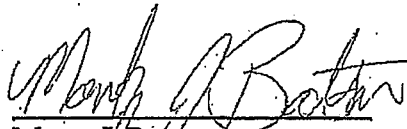
a. Respondent failed to submit to random unannounced and observed body fluid toxicology screens, as directed by the Professional Health Monitoring Program (PHMP), on the following dates: January 20, 2010, January 21, 2010, February 5, 2010, February 18, 2010, February 23, 2010, February 24, 2010, March 4, 2010, March 12, 2010, March 17, 2010, April 1, 2010, and April 19, 2010. (Agreement 7(d)(28)).

b. Respondent failed to provide written verification of support group attendance for the months of January 2010, February 2010, March 2010, and April 2010. (Agreement 7(d)(18)).

7. Paragraph 7(e) of the Agreement states that notification of a violation of the terms or conditions of the Agreement shall result in the IMMEDIATE VACATING of the stay order, TERMINATION of the period of probation, and ACTIVATION of the entire period of suspension of Respondent's license to practice as a registered nurse in the Commonwealth of Pennsylvania, subject to the procedure set forth in that sub-paragraph.

WHEREFORE, pursuant to the procedure set forth in PARAGRAPH 7(e) of the Agreement, the Commonwealth respectfully requests that the Board (1) make a probable cause determination that Respondent violated the terms and conditions of the Agreement; (2) issue a Preliminary Order VACATING its previous Order staying the suspension in this matter, TERMINATING the period of probation and ACTIVELY SUSPENDING Respondent's license to practice as a registered nurse, license no. RN573879; (3) notify Respondent of the Preliminary Order and suspension, and; (4) take such other action as the Board deems appropriate.

Respectfully submitted,


Monty J. Batson
Prosecuting Attorney
Commonwealth of Pennsylvania
Department of State

DATE:

May 25, 2010

Exhibit C
Consent Agreement and Order

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE STATE BOARD OF NURSING

In the Matter of the License
to Practice Nursing of
Christopher Jac Karusoe, RN
License No.: RN573879

File No. 08-51-07842
PEMP No. 9712

CONSENT AGREEMENT AND ORDER

The Commonwealth of Pennsylvania (Commonwealth) and Christopher Jac Karusoe, RN (Licensee) stipulate as follows in settlement of the above-captioned case.

1. This matter is before the State Board of Nursing (Board) pursuant to the The Professional Nursing Law (Act), Act of May 22, 1951, P.L. 317, *as amended*, 63 P.S. §§ 211-225.5.
2. At all relevant and material times, Licensee held a license to practice nursing in the Commonwealth of Pennsylvania, License No.: RN573879.
3. Licensee admits that the following allegations are true:
 - a. Licensee's license is current through October 31, 2009, and may be renewed thereafter upon the filing of the appropriate documentation and payment of the necessary fees.
 - b. Licensee's last known address on file with the Board is: 26 Vernon Lane, 2nd Floor, Rose Valley, PA 19063.
 - c. Licensee has suffered from chemical abuse or dependency, specifically oxycontin, since 2004.
 - d. Licensee has suffered the following consequences as a result of the

dependency or abuse; employment problems, criminal arrests (DUI), alienation of friends and family, and expense and inconvenience of treatment.

e. Licensee has been receiving treatment at Mirmont Treatment Center since June 25, 2008.

4. Based upon the factual allegations in paragraph 3 above, the Board is authorized to suspend, revoke, or otherwise restrict Licensee's license under the Act.

5. Licensee's license shall be suspended under the terms of this Consent Agreement and Order (Agreement), but the enforcement of that suspension shall be stayed for the length of time Licensee remains in an approved treatment and monitoring program and makes satisfactory progress, complies with the other terms of this Agreement and adheres to all conditions as set forth in this Agreement.

6. The Board may defer and ultimately dismiss the within suspension so long as the Licensee progresses satisfactorily in an approved treatment and monitoring program; and provided Licensee is not convicted as defined in the Act of a crime under the Controlled Substance, Drug, Device and Cosmetic Act, the Pharmacy Act, a crime relating to a controlled substance in the courts of this Commonwealth, the United States, or any other state, territory or country, or other violation under the Act; in which event Licensee will be subject to the provisions in 7.e below, as well as additional disciplinary action for that misconduct.

7. The parties consent to the issuance of the following Order in settlement of this matter:

a. The Board is authorized to suspend, revoke or otherwise restrict Licensee's license under 63 P.S. § 224(a)(2) in that Licensee is unable to practice the profession with reasonable skill and safety to patients by reason of illness, addiction to drugs or alcohol, or mental impairment.

b. This disciplinary action is deferred and may ultimately be dismissed pursuant to the impaired professional section of the Act, 63 P.S. § 224.1, provided Licensee progresses satisfactorily in an approved treatment and monitoring program and complies with the terms and conditions of this Agreement.

c. This Agreement shall not be considered a public document but may be shared with individuals and institutions for purposes of monitoring.

d. Licensee's license, No.: RN573879, is indefinitely **SUSPENDED** for no less than 3 years, such suspension to be immediately **STAYED** in favor of no less than 3 years of **PROBATION**, unless that period of probation is extended or modified for cause by mutual agreement of Licensee and the Professional Health Monitoring Program (PHMP), Voluntary Recovery Program (VRP) case manager, said probation to be subject to the following terms and conditions:

GENERAL

(1) Licensee shall fully and completely comply and cooperate with the PHMP agents and employees in their monitoring of Licensee's impairment under this Agreement.

(2) Licensee shall abide by and obey all laws of the United States, the Commonwealth of Pennsylvania and its political subdivisions and all rules and regulations and laws pertaining to the practice of the profession in this Commonwealth or any other state or jurisdiction in which Licensee holds a license to practice a health care profession. Summary traffic violations shall not constitute a violation of this Agreement.

(3) Licensee shall at all times cooperate with the PHMP and its agents and employees in the monitoring, supervision and investigation of Licensee's compliance with the terms and conditions of this Agreement, including requests for, and causing to be submitted at Licensee's expense, written reports, records and verifications of actions that may be required by the PHMP.

(4) Licensee's failure to fully cooperate with the PHMP shall be deemed a violation of this Agreement.

(5) Licensee shall not falsify, misrepresent or make material omission of any information submitted pursuant to this Agreement.

(6) Licensee may not be absent from the Commonwealth of Pennsylvania for any period exceeding twenty (20) days unless Licensee seeks and receives prior written permission from the PHMP subject to any additional terms and conditions required by the PHMP.

(7) In the event Licensee relocates to another jurisdiction, within five (5) days of relocating, Licensee shall either enroll in the other jurisdiction's impaired professional program and have the reports required under this Agreement sent to the Pennsylvania PHMP, or if the other jurisdiction has no impaired professional program notify the licensing board of the other jurisdiction that Licensee is impaired and enrolled in this Program. In the event Licensee fails to do so, in addition to being in violation of this Agreement, the periods of suspension and probation herein shall be

tolled.

(8) Licensee shall notify the PHMP, in writing, within five (5) days of the filing or disposition of any criminal charges against Licensee, the initiation of any legal action pertaining to Licensee's practice of the profession, the initiation, action, restriction or limitation relating to Licensee by a professional licensing authority of any state or jurisdiction or the Drug Enforcement Agency of the United States Department of Justice, or any investigation, action, restriction or limitation relating to Licensee's privileges to practice the profession at any health care facility.

(9) Licensee shall notify the PHMP by telephone within 48 hours and in writing within five (5) days of any change of Licensee's home address, phone number, employment status, employer and/or change in practice at a health care facility. Failure to timely advise the PHMP under this subsection due to the PHMP office being closed is not an excuse for not leaving a voice mail message with this information.

(10) Licensee shall cease or limit his/her practice if the PHMP case manager directs that Licensee do so.

EVALUATION-TREATMENT

(11) As requested by PHMP, Licensee shall have forwarded to the PHMP-VRP, P.O. Box 10569, Harrisburg, PA 17105-0569, (717) 783-4857, 800-554-3428, a written mental and/or physical

evaluation by a PHMP-approved provider assessing Licensee's fitness to actively practice the profession. If the provider determines that Licensee is not fit to practice, Licensee shall immediately cease practicing the profession and not practice until a PHMP-approved provider and the PHMP case manager determine that Licensee is fit to resume practice with reasonable skill and safety to patients.

(12) Licensee shall provide the PHMP-approved provider with a copy of any prior evaluations and counseling records and a copy of this Agreement.

(13) Licensee shall authorize in writing the PHMP to have a copy of the PHMP-approved provider's written evaluation reports.

(14) If a PHMP-approved provider recommends that Licensee obtain treatment, Licensee must fully comply with those recommendations as part of these probationary requirements.

(15) Licensee shall arrange and ensure that written treatment reports from all PHMP-approved providers shall be submitted to the PHMP upon request or at least every sixty (60) days after the effective date of this Agreement. The reports shall contain at least the following information:

(a) Verification that the provider has received a copy of this Agreement and understands the conditions of this probation;

(b) A treatment plan, if developed;

(c) Progress reports, including information regarding compliance with the treatment plan;

(d) Physical evaluations, if applicable;

(e) The results of any testing including any testing for therapeutic levels of prescribed medications when deemed appropriate by the provider;

(f) Modifications in treatment plan, if applicable;

(g) Administration or prescription of any drugs to Licensee; and

(h) Discharge summary and continuing care plan at discharge.

(i) Any change in the provider's assessment of the Licensee's fitness to actively practice the profession.

(16) Licensee shall identify a primary care physician who shall send written notification to the Licensee's PHMP case manager certifying Licensee's health status as requested.

SUPPORT GROUP ATTENDANCE

(17) Licensee shall attend and actively participate in any support group programs recommended by the provider or the PHMP case manager at the frequency recommended by the provider; however, Licensees with a chemical dependency or abuse diagnosis shall attend no less than twice a week.

(18) Licensee shall provide written verification of any and

all support group attendance to the PHMP on at least a monthly basis
or as otherwise directed by the PHMP.

ABSTENTION

(19) Licensee shall completely abstain from the use of controlled substances, caution legend (prescription) drugs, mood altering drugs or drugs of abuse including alcohol in any form, except under the following conditions:

(a) Licensee is a bona fide patient of a licensed health care practitioner who is aware of Licensee's impairment and participation in the PHMP;

(b) Such medications are lawfully prescribed by Licensee's treating practitioner and approved by the PHMP case manager; and

(c) Licensee provides the PHMP, by telephone within 48 hours and in writing within five (5) days of receiving the medication, the name of the practitioner prescribing the drug, the illness or medical condition diagnosed, the type, strength, amount and dosage of the medication and a signed statement consenting to the release of medical information from the prescribing practitioner to the PHMP or its designated representative for the purpose of verification.

MONITORED PRACTICE

(20) "Practice" includes employment in any position.

requiring a current professional license.

(21) Licensee shall not practice unless a PHMP-approved treatment provider recommends that practice in writing and the PHMP Case Manager gives written permission to practice.

(22) When permitted to return to practice, Licensee shall not do any of the following unless Licensee first obtains written approval from the PHMP Case Manager:

(a) practice in any capacity that involves the administration of controlled substances;

(b) function as a supervisor;

(c) practice in a private practice setting;

(d) practice in an emergency room, operating room, intensive care unit, cardiac catheterization laboratory, or coronary care unit; or

(e) practice as an agency nurse.

(23) Licensee may not work in any practice setting, including attendance at a nursing school clinical course, without direct supervision.

(24) If Licensee is practicing, Licensee shall give any employer, supervisor or instructor ("supervisor") a copy of this Agreement within five (5) days of the effective date of this Agreement.

(25) Licensee shall give any prospective employer and

supervisor a copy of this Agreement when applying for employment in the practice of the profession.

(26) Licensee shall provide the PHMP by telephone within 48 hours, and in writing within five (5) days of the effective date of this Agreement or obtaining employment, notification of the following:

(a) Name and address of the supervisor responsible for Licensee's practice;

(b) The name(s) and address(es) of the place(s) at which Licensee will practice the profession and a description of Licensee's duties and responsibilities at such places of practice; and

(c) Any restrictions on Licensee's practice.

(27) Licensee shall ensure that Licensee's supervisor submits to the PHMP the following information in writing:

(a) Verification that the employer and supervisor have received a copy of this Agreement and understand the conditions of this probation;

(b) An evaluation of Licensee's work performance on a 60-day or more frequent basis, as requested by the PHMP; and

(c) Immediate notification of any suspected violation of this probation by Licensee.

BODY FLUID TOXICOLOGY SCREENING

(28) Licensee shall submit to random unannounced and observed body fluid toxicology screens for the detection of substances prohibited under this Agreement as directed by the PHMP. A positive result on a body fluid toxicology screen shall constitute an irrefutable violation of this Agreement unless Licensee has complied with the provisions of this Agreement pertaining to the use of drugs. Failure to provide a specimen when requested will be considered a violation of this Agreement.

(29) Licensee shall avoid all foods that contain poppy seeds. Ingestion of poppy seeds will not be accepted as a valid explanation for a positive screen.

REPORTING/RELEASES

(30) Licensee, Licensee's providers, supervisors, employers or other persons required to submit reports under this Agreement shall cause such reports, data or other information to be filed with the PHMP, unless otherwise directed, at:

PHMP-VRP
Box 10569
Harrisburg, PA 17105-0569

(31) Licensee consents to the release by the PHMP of any information or data produced as a result of this probation, including written provider evaluations, to any treatment provider, supervisor, Commonwealth's attorney, hearing examiner and Board members in

the administration and enforcement of this Agreement.

(32) Licensee shall sign any required waivers or release forms requested by the PHMP for any and all records, inclusive of medical or other health related and psychological records, pertaining to treatment and monitoring rendered to Licensee during this probation and any corresponding criminal probation, and any employment, personnel, peer review or review records pertaining to Licensee's practice of the profession during this probation to be released to the PHMP, the Commonwealth's attorney, hearing examiner and Board members in the administration and enforcement of this Agreement.

COSTS

(33) Licensee shall be responsible for all costs incurred in complying with the terms of this Agreement, including but not limited to psychiatric or psychotherapy treatments, and reproduction of treatment or other records. Any toxicology screens and any subsequent reanalysis of specimens required by PHMP shall be paid for by Licensee. Failure of Licensee to pay any of these costs in a timely manner shall constitute a violation of this Agreement.

BUREAU/PHMP EVALUATIONS

(34) Upon request of the PHMP, the Licensee shall submit to mental or physical evaluations, examinations or interviews by a PHMP-approved treatment provider or the PHMP. Licensee's failure

to submit to such an examination, evaluation or interview when directed shall constitute a violation of this Agreement.

VIOLATION OF THIS ORDER

e. Notification of a violation of the terms or conditions of this Agreement shall result in the **IMMEDIATE VACATING** of the stay order, **TERMINATION** of the period of probation, and **ACTIVATION** of the suspension in paragraph 7.d above of Licensee's license(s) to practice the profession in the Commonwealth of Pennsylvania as follows:

(1) The prosecuting attorney for the Commonwealth shall present to the Board's Probable Cause Screening Committee (Committee) a Petition that indicates Licensee has violated any terms or conditions of this Agreement; and the filing of the Petition shall nullify the non-public nature of this Agreement under paragraph 7.c.

(2) Upon a probable cause determination by the Committee that Licensee has violated any of the terms or conditions of this Agreement, the Committee shall, without holding a formal hearing, issue a preliminary order vacating the stay of the within suspension, terminating this probation and activating the suspension of Licensee's license.

(3) Licensee shall be notified of the Committee's preliminary order within three (3) business days of its issuance by certified mail and first class mail, postage prepaid, sent to the Licensee's last registered address on file with the Board, or by personal service if

necessary.

(4) Within twenty (20) days of mailing of the preliminary order, Licensee may submit a written answer to the Commonwealth's Petition and request that a formal hearing be held concerning Licensee's violation of probation, in which Licensee may seek relief from the preliminary order activating the suspension. Licensee shall mail the original answer and request for hearing to the Department of State, Bureau of Professional and Occupational Affairs' Prothonotary, 2601 North Third Street, Harrisburg, PA 17110, and a copy to the prosecuting attorney for the Commonwealth, as well as all subsequent filings in the matter.

(5) If the Licensee submits a timely answer and request for a formal hearing, the Board or a designated hearing examiner shall convene a formal hearing within forty-five (45) days from the date of the Prothonotary's receipt of Licensee's request for a formal hearing.

(6) Licensee's submission of a timely answer and request for a hearing shall not stay the suspension of Licensee's license under the preliminary order. The suspension shall remain in effect unless the Board or the hearing examiner issues an order after the formal hearing staying the suspension again and reactivating the probation.

(7) The facts and averments in this Agreement shall be deemed admitted and uncontested at this hearing.

(8) If the Board or hearing examiner after the formal hearing

makes a determination against Licensee, a final order will be issued sustaining the suspension of Licensee's license and imposing any additional disciplinary measures deemed appropriate.

(9) If Licensee fails to timely file an answer and request for a hearing, the Board, upon motion of the prosecuting attorney, shall issue a final order affirming the suspension of Licensee's license.

(10) If Licensee does not make a timely answer and request for a formal hearing and a final order affirming the suspension is issued, or the Board or the hearing examiner makes a determination against Licensee sustaining the suspension of Licensee's license, after at least 3 years of active suspension and any additional imposed discipline, Licensee may petition the Board for reinstatement based upon an affirmative showing that Licensee has at least 36 months of sustained documented recovery, a PHMP-approved provider's evaluation that Licensee is fit to safely practice, and verification that Licensee has abided by and obeyed all laws of the United States, the Commonwealth of Pennsylvania and its political subdivisions, and all rules and regulations pertaining to the practice of the profession in this Commonwealth.

f. Licensee's failure to fully comply with any terms of this Agreement may also constitute grounds for additional disciplinary action.

g. Nothing in this Agreement shall preclude the prosecuting attorney for the Commonwealth from filing charges or the Board from imposing disciplinary or

corrective measures for violations or facts not contained in this Agreement.

h. After successful completion of the minimum period of probation, Licensee may petition the Board, upon a form provided by PHMP, to dismiss this matter and to reinstate Licensee's license to unrestricted, non-probationary status upon an affirmative showing that Licensee has complied with all terms and conditions of this Agreement and that Licensee's resumption of unsupervised practice does not present a threat to the public health and safety. Licensee shall be required to remain in compliance with all terms and conditions of this Agreement until the Board issues the order terminating Licensee's probationary status.

i. This Agreement shall take effect immediately upon its approval and adoption by the Board.

8. Licensee waives the filing of an Order to Show Cause in this matter. Licensee knowingly and voluntarily waives the right to an administrative hearing in this matter, and to the following rights related to that hearing: to be represented by counsel at the hearing; to present witnesses and testimony in defense or in mitigation of any sanction that may be imposed for a violation; to cross-examine witnesses and to challenge evidence presented by the Commonwealth; to present legal arguments by means of a brief; and to take an appeal from any final adverse decision.

9. Licensee agrees, as a condition of entering into this Agreement, not to seek modification of it without first obtaining the express written concurrence of the Prosecution Division of the Department of State.

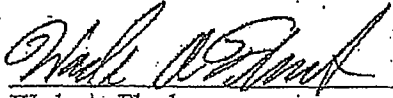
10. This Agreement is between the prosecuting attorney and Licensee only. Except as otherwise noted, this Agreement is to have no legal effect unless and until the Office of General Counsel approves the contents as to form and legality and the Board approves and adopts the

Agreement.

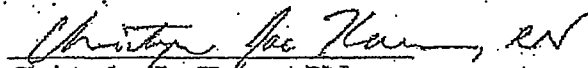
11. Should the Board not approve this Agreement, presentation to and consideration of it by the Board shall not prejudice the Board or any of its members from further participation in the adjudication of this matter. This paragraph is binding on the participants even if the Board does not approve this Agreement.

12. This Agreement contains the whole agreement between the participants. There are no other terms, obligations, covenants, representations, statements or conditions, or otherwise, of any kind whatsoever concerning this Agreement.

13. Licensee verifies that the facts and statements set forth in this Agreement are true and correct to the best of Licensee's knowledge, information and belief. Licensee understands that statements in this Agreement are made subject to the criminal penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.


Wade A. Fluck
Prosecuting Attorney

DATED: 4/22/09


Christopher Jac Karusoe, RN
Licensee

DATED: 3/27/09

ORDER

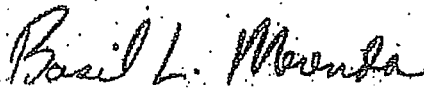
AND NOW, this 3rd day of June 2009, the STATE BOARD OF NURSING approves and adopts the foregoing Consent Agreement and incorporates the terms of paragraph 7, which shall constitute the Board's Order and is now issued in resolution of this matter.

This Order shall take effect immediately.

BY ORDER:

BUREAU OF PROFESSIONAL AND
OCCUPATIONAL AFFAIRS

STATE BOARD OF NURSING



Basil L. Merenda
Commissioner



Ann L. O'Sullivan, Ph.D., FAAN, CRNP
Chairman

For the Commonwealth:

Wade A. Fluck
Prosecuting Attorney
Department of State
P. O. Box 2649
Harrisburg, PA 17105-2649

For Licensee:

Christopher Jac Karusoe, RN
26 Vernon Lane, 2nd Fl.
Rose Valley, PA 19063

File No.

08-51-07842

Date of Mailing:

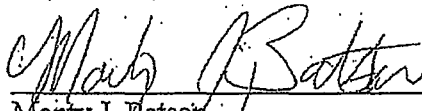
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Page 18 of 18

VERIFICATION

I, Monty J. Batson, verify that the facts set forth in the foregoing Petition are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.


Monty J. Batson
Prosecuting Attorney
Commonwealth of Pennsylvania
Department of State

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BEFORE THE STATE BOARD OF NURSING

Commonwealth of Pennsylvania,
Bureau of Professional and
Occupational Affairs,

vs.

Christopher Jac Karusoe, R.N.,
Respondent.

Docket No.: 0918-51-10

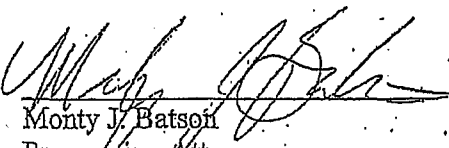
File No.: 10-51-03606

CERTIFICATE OF SERVICE

I, Monty J. Batson, hereby certify that I have this 20th day of May, 2010, served a true and correct copy of the foregoing Preliminary Order and Petition for Appropriate Relief upon all parties of record in this proceeding in accordance with the requirements of Section 33.31 of the General Rules of Administrative Practice and Procedure, 1 Pa. Code § 33.31 (relating to service by the agency).

CERTIFIED MAIL AND FIRST CLASS MAIL, POSTAGE PREPAID:

Christopher Jac Karusoe
26 Vernon Ln.
2nd Floor
Rose Valley, PA 19063


Monty J. Batson
Prosecuting Attorney
Commonwealth of Pennsylvania
Department of State

P.O. Box 2649
Harrisburg, PA 17105-2649
(717) 783-7200

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REGISTRATION DIVISION

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